

upon and be accomplished through the cooperation of the members of the industry concerned, exercised in accordance with existing law. Where, however, such practices are used in such manner as to become unfair methods of competition in commerce or a violation of any law over which the Commission has jurisdiction, appropriate proceedings will be instituted by the Commission as in the case of violation of Group I rules.

#### Rule A.

It is the judgment of the Industry that each member should independently keep proper and accurate records for determining his costs.

#### Rule B.

The industry approves the practice of handling business disputes between members of the industry and their customers in a fair and reasonable manner, coupled with a spirit of moderation and good will, and every effort should be made by the disputants themselves to compose their differences. If unable to do so, they should, if possible, submit these disputes to arbitration.

#### Rule C.

A committee on trade practices is hereby created by the industry to cooperate with the Federal Trade Commission and to perform such acts as may be legal and proper to put these rules into effect.

By the Commission.

[SEAL]

OTIS B. JOHNSON, *Secretary.*

[F. R. Doc. 1159—Filed, July 9, 1936; 9:19 a. m.]

#### United States of America—Before Federal Trade Commission

At a regular session of the Federal Trade Commission, held at its office in the City of Washington, D. C., on the 2nd day of July A. D. 1936.

Commissioners: Charles H. March, Chairman; Garland S. Ferguson, Jr., Ewin L. Davis, W. A. Ayres, Robert E. Freer.

[Docket No. 2630]

#### IN THE MATTER OF CLOPAY CORPORATION

#### ORDER APPOINTING EXAMINER AND FIXING TIME AND PLACE FOR TAKING TESTIMONY

This matter being at issue and ready for the taking of testimony, and pursuant to authority vested in the Federal Trade Commission under an Act of Congress (38 Stat. 717; 15 U. S. C. A., Section 41),

It is ordered that John J. Keenan, an examiner of this Commission, be, and he hereby is, designated and appointed to take testimony and receive evidence in this proceeding and to perform all other duties authorized by law.

It is further ordered, that the taking of testimony in this proceeding begin on Tuesday, July 21, 1936, at ten o'clock in the forenoon of that day, eastern standard time, in Room No. 317, Chamber of Commerce Building, Cincinnati, Ohio.

Upon completion of testimony for the Federal Trade Commission, the Examiner is directed to proceed immediately to take testimony and evidence on behalf of the respondent. The Examiner will then close the case and make his report.

By the Commission.

[SEAL]

OTIS B. JOHNSON, *Secretary.*

[F. R. Doc. 1158—Filed, July 9, 1936; 9:19 a. m.]

#### SECURITIES AND EXCHANGE COMMISSION.

#### United States of America—Before the Securities and Exchange Commission

At a regular session of the Securities and Exchange Commission held at its office in the City of Washington, D. C., on the 9th day of July A. D. 1936.

[File No. 32-27]

#### IN THE MATTER OF NEW HAMPSHIRE POWER COMPANY AND PUBLIC SERVICE COMPANY OF NEW HAMPSHIRE

#### NOTICE OF OPPORTUNITY FOR HEARING AND ORDER DESIGNATING TRIAL EXAMINER

A declaration having been duly filed with this Commission, pursuant to Section 7 of the Public Utility Holding Company Act of 1935, by New Hampshire Power Company and Public Service Company of New Hampshire, subsidiary companies of a registered holding company, regarding the issue of a promissory note or notes in the aggregate not exceeding \$650,000 to a bank or trust company by New Hampshire Power Company for the purpose of providing funds with which to redeem the First Mortgage Six Per Centum Sinking Fund Gold Bonds of the said company outstanding in the hands of the public in the amount of \$626,600, at the principal amount thereof, plus a premium of 3%, plus accrued interest to the date of redemption and regarding the indorsement of the aforesaid promissory note or notes by Public Service Company of New Hampshire;

It is ordered that the matter be set down for hearing on July 20, 1936, at 2:00 o'clock in the afternoon of that day, at Room 1103, Securities and Exchange Building, 1778 Pennsylvania Avenue NW., Washington, D. C.; and

It is further ordered that Robert P. Reeder, an officer of the Commission, be and he hereby is designated to preside at such hearing, and authorized to adjourn said hearing from time to time, to administer oaths and affirmations, subpoena witnesses, compel their attendance, take evidence, and require the production of any books, papers, correspondence, memoranda, or other records deemed relevant or material to the inquiry, and to perform all other duties in connection therewith authorized by law; and

It is further ordered that any interested state, state commission, state securities commission, municipality, or other political subdivision of a state, or any representative of interested consumers or security holders, or any other person desiring to be admitted as a party in this proceeding or to offer evidence in this matter, shall give notice of such intention to the Commission, such notice to be received by the Commission not later than July 15, 1936.

Upon the completion of the taking of testimony in this matter, the officer conducting said hearing is directed to close the hearing and make his report to the Commission. By the Commission.

[SEAL]

FRANCIS P. BRASSOR, *Secretary.*

[F. R. Doc. 1166—Filed, July 9, 1936; 1:02 p. m.]

Saturday, July 11, 1936

No. 86

#### PRESIDENT OF THE UNITED STATES.

#### CHEROKEE NATIONAL FOREST—TENNESSEE

By the President of the United States of America

#### A PROCLAMATION

WHEREAS certain forest lands in the State of Tennessee have been or may hereafter be acquired by the United States of America under the authority of sections 6 and 7 of the act of March 1, 1911, ch. 186, 36 Stat. 961, as amended (U. S. C., title 16, secs. 515, 516); and

WHEREAS it appears that the reservation as the Cherokee National Forest of the said lands together with certain other lands heretofore forming parts of the Pisgah National Forest and the Unaka National Forest would be in the public interest:

NOW, THEREFORE, I, FRANKLIN D. ROOSEVELT, President of the United States of America, by virtue of the power vested in me by section 24 of the act of March 3, 1891, ch. 561, 26 Stat. 1095, 1103, as amended (U. S. C., title 16, sec. 471), the act of June 4, 1897, ch. 2, 30 Stat. 34, 36 (U. S. C., title 16, sec. 473), and by section 11 of the said act of March

1, 1911 (U. S. C., title 16, sec. 521), do proclaim that there are hereby reserved and set apart as the Cherokee National Forest, all lands of the United States within the following-described boundaries, and that all lands therein which may hereafter be acquired by the United States under authority of the said act of March 1, 1911, as amended, shall upon their acquisition be reserved and administered as a part of the Cherokee National Forest:

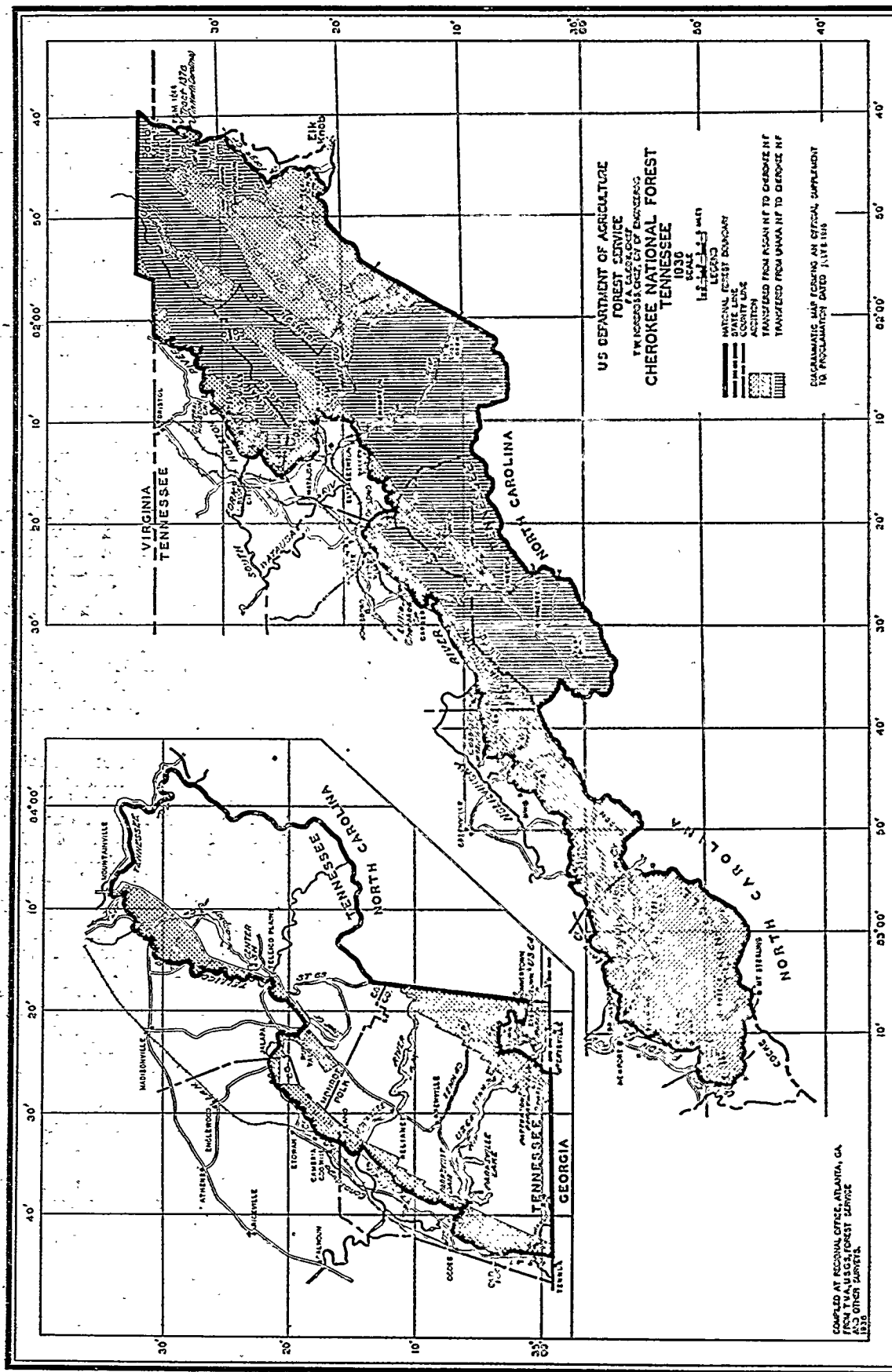
#### *Cherokee Division*

Beginning at the point where the Louisville and Nashville Railroad crosses the Georgia-Tennessee State Line at or near Tenna, Georgia; thence northerly with the Louisville and Nashville Railroad approximately 4 miles to the point where said railroad is crossed by the public road running north and south along the west foot of the mountain; thence northerly with said public road to its junction with U. S. Highway No. 64; thence easterly with the meanders of U. S. Highway No. 64 to a point on the left bank of the Ocoee River; thence southeasterly with the left bank of the Ocoee River to the south end of the Parksville Dam; thence northerly with the crest of the Parksville Dam to its north end, a point beside U. S. Highway No. 64; thence northwesterly with the meanders of Highway No. 64 approximately  $\frac{1}{2}$  mile to its junction with the public road running north and south along the west foot of the mountain; thence northerly with the said public road to the point where it first comes to the left bank of the Hiwassee River, opposite the upper end of an island in the river; thence northeasterly approximately 15 chains, crossing the river to a point in the road on the right bank of the river; thence northwesterly with the meanders of the said road to its junction with U. S. Highway No. 411; thence northeasterly with Highway No. 411 approximately  $\frac{3}{4}$  mile to a junction with an old road; thence northeasterly with said old road approximately 18 chains to a point beside the Blue Ridge Branch of the Louisville and Nashville railroad; thence northerly with the Louisville and Nashville Railroad to the point where it crosses Conasauga Creek; thence northeasterly with Conasauga Creek to the point where it is first crossed by the Etowah-Tellico Plains Road; thence easterly with the meanders of the Etowah-Tellico Plains Road approximately 5 miles to a point where said road again crosses Conasauga Creek; thence southerly and southeasterly with the meanders of Conasauga Creek to a road junction beside the creek and near the mouth of Steer Creek; thence northeasterly with the meanders of Steer Creek Road to its junction with Tennessee State Highway No. 68; thence northerly with the meanders of State Highway No. 68 to a point at intersection with the corporate limit of Tellico Plains; thence southeasterly, thence northeasterly, thence northerly with said town limits to a bridge across the Tellico River; thence northerly with the meanders of the Ballplay Road to a point about  $\frac{1}{2}$  mile west of Center School, where said road crosses a small stream and makes sharp turn to right; thence northerly with the meanders of said small stream to its junction with Tellico River; thence northerly and northeasterly with the meanders of Tellico River to the first public road crossing below the mouth of Ballplay Creek; thence easterly with the meanders of said public road approximately 35 chains to a road fork; thence northeasterly with the meanders of a secondary road, taking the right fork at approximately  $2\frac{1}{2}$  miles, approximately  $3\frac{1}{2}$  miles in all to a point on the left bank of the Little Tennessee River; thence easterly up and with the meanders of the left bank of the Little Tennessee River to intersection with the North Carolina-Tennessee State Line; thence in a general southwesterly direction with the meanders of the North Carolina-Tennessee State Line to intersection with U. S. Highway No. 64; thence westerly with the meanders of U. S. Highway No. 64, to a road fork approximately 33 chains east of Stewardtown; thence northerly with the meanders of a secondary road to its junction with the road leading up Potato Creek to Bonnertown; thence easterly with the meanders of last-named road, passing Bonnertown, approximately  $1\frac{1}{4}$  miles

to a junction of four secondary roads; thence northerly with the meanders of the left-hand road, approximately  $\frac{1}{2}$  mile to a road fork; thence westerly with the meanders of left-hand road approximately  $1\frac{1}{2}$  miles to a road fork; thence northerly with the meanders of the right-hand road, crossing the divide between Potato Creek and Brush Creek, to intersection with Brush Creek; thence westerly with the meanders of Brush Creek to the point where said creek is crossed by the Louisville and Nashville Railroad; thence southerly with the meanders of the Louisville and Nashville Railroad to a point opposite Patterson's Ferry; thence southwesterly with the meanders of a secondary road to its junction with the Grassy Creek Road; thence southerly with meanders of the Grassy Creek Road to its intersection with the Georgia-Tennessee State Line; thence westerly with the Georgia-Tennessee State Line to the place of beginning.

#### *Unaka Division*

Beginning at a point on the North Carolina-Tennessee State Line, and on the boundary of the Great Smoky Mountains National Park, about  $1\frac{1}{4}$  miles northwest of Mt. Sterling postoffice, where the road leading from Mt. Sterling into Tennessee crosses the state line; thence northwesterly with the meanders of the road which forms the boundary of the Great Smoky Mountains National Park to a road fork about  $\frac{1}{2}$  mile after crossing Cosby Creek, where Park boundary bears off southwest; thence northwesterly and northerly with the meanders of the main road leading down Cosby Creek, to a road fork near the mouth of a large stream flowing north from Denny Mountain into Cosby Creek; thence easterly with the meanders of the public road along the north foot of Denny Mountain to a road fork on the bank of Pigeon River; thence northerly with the meanders of a road which crosses the river and runs down its east side to Edwina; thence northeasterly with the meanders of a public road to its junction with U. S. Highway No. 25 about  $\frac{3}{4}$  mile west of Bridgeport; thence easterly with the meanders of Highway No. 25, crossing French Broad River at Bridgeport, to junction with a public road which leads around the north foot of Neddy Mountain; thence northeasterly and southeasterly with said road to its junction with public road leading up Long Creek; thence northeasterly with the public road which follows most closely the northwest foot of Meadow Creek Mountain to Cedar Creek Post Office; thence easterly, northeasterly, and northerly with the said road which follows most closely the northwest foot of the mountains to Whig Post Office; thence northeasterly with the meanders of a public road crossing Dry Fork to junction of said road with the road leading up Dry Fork; thence southeasterly with the meanders of the road leading up Dry Fork approximately  $1\frac{1}{2}$  miles to a road fork; thence northeasterly with the meanders of a public road, crossing Water Fork and the divide between Water Fork and Middle Creek to the first road fork beyond said divide; thence northwesterly with the meanders of the left-hand road approximately  $\frac{3}{4}$  mile to a road fork; thence northerly with the meanders of the right-hand road to the point where it crosses Middle Creek, near the mouth of the left-hand fork of said creek; thence easterly with the meanders of Middle Creek and the left fork of Middle Creek approximately one mile to where a road crosses; thence easterly with the meanders of the most direct road to Painter Post Office; thence easterly with the meanders of a public road crossing Cassie Creek to junction with road leading down Painter Creek; thence northerly with the meanders of the road leading down Painter Creek to its junction with Tennessee State Highway No. 107; thence northeasterly and southeasterly with the meanders of Tennessee State Highway No. 107 to the point where this highway first runs beside the railroad leading to Embreeville; thence northerly with the meanders of said railroad to Garber, Tennessee; thence northeasterly with the meanders of the public road leading up Little Cherokee Creek, crossing the head of Buck Creek and running down Sinking Creek to a point approximately 1 mile due south of the center of Johnson City, where a road turns off southeast;



thence southeasterly with the meanders of the last-named road to its junction with U. S. Highway No. 23; thence southerly with the meanders of Highway No. 23, approximately  $2\frac{1}{2}$  miles to a road fork; thence northeasterly with the meanders of the road which forms the most direct route to Valley Forge on the Doe River; thence northeasterly and northerly with the meanders of the said road, crossing the Watauga River at Siam, to Hunter Station; thence in a northerly and general westerly direction with the meanders of road along south foot of Holston Mountain, to the point where it crosses the railroad between Elizabethton and Bluff City, approximately  $2\frac{1}{2}$  miles north of Elizabethton; thence northwesterly with the meanders of said railroad to Elkannah; thence northeasterly and northerly with the meanders of the road which passes Chincapin Grove Church, to a sharp bend in the South Fork of the Holston River; thence northeasterly with the meanders of the road up Holston River, passing Island Mills and Hemlock, to the south end of the bridge across Holston River at Central Holston Church; thence in a general northeasterly direction up and with the meanders of the left bank of the South Fork of Holston River to intersection with the Tennessee-Virginia State Line; thence easterly with the Tennessee-Virginia State Line to the point on Pond Mountain which is the common corner of the states of Tennessee, Virginia, and North Carolina; thence southerly with the Tennessee-North Carolina State line about  $3\frac{1}{2}$  miles to Forest Service Monument 1244 corner to tract 137e of the United States; thence with the lines of said tract 137e northeasterly then southerly then northwesterly to corner 4 thereof in Cut-Laurel Gap on the State line; thence southerly with the Tennessee-North Carolina State line to a point in Payne's Gap at intersection with a public road; thence, southwesterly with the meanders of the road leading down Forge Creek, to its junction with U. S. Highway No. 421, near the point where Forge Creek empties into Roan Creek; thence southerly, with the meanders of U. S. Highway No. 421, to a road fork about  $\frac{1}{2}$  mile south of Evergreen Church near mouth of Lucinda Creek; thence southwesterly with the meanders of a public road leading up Lucinda Creek, a large tributary of Roan Creek, to the Tennessee-North Carolina State Line on top of the mountain; thence, in a general southwesterly direction with the Tennessee-North Carolina State Line to the place of beginning, excluding from the above-described land, however, all land within the corporate limits of the towns of Mountain City and Erwin, Tennessee.

The boundaries of the Cherokee National Forest are graphically shown on the diagram attached hereto and made a part hereof.<sup>1</sup>

IN WITNESS WHEREOF I have hereunto set my hand and caused the seal of the United States to be affixed.

DONE at the City of Washington this 8<sup>th</sup> day of July in the year of our Lord nineteen hundred and thirty-six [SEAL] and of the Independence of the United States of America the one hundred and sixty-first.

FRANKLIN D. ROOSEVELT

By the President:

CORDELL HULL  
Secretary of State.

[No. 2183]

[F. R. Doc. 1171—Filed, July 10, 1936; 10:32 a. m.]

#### EXECUTIVE ORDER

##### PRESCRIBING REGULATIONS RELATING TO ANNUAL LEAVE OF GOVERNMENT EMPLOYEES

By virtue of and pursuant to the authority vested in me by section 7 of the act of March 14, 1936, entitled "An Act to provide for vacations to Government employees and for other purposes" (Public, No. 471, 74th Congress), I hereby prescribe the following regulations governing the granting of annual

leave to civilian officers and employees of the United States, the District of Columbia, and all corporations included within the provisions of section 6 of the said act, except as provided in Part III hereof:

#### PART I. DEFINITIONS

SEC. 1. As used in these regulations:

- (a) "Employee" and "employees" include officer and officers, respectively.
- (b) "Accumulated leave" means the unused annual leave not exceeding 60 days which has accrued during years prior to the current year.
- (c) "Current annual leave" means the leave authorized by statute for the current year.
- (d) "Current accrued leave" means that part of the current annual leave which bears the same ratio to the current annual leave that the expired part of the current year bears to the full year.
- (e) "Unaccrued leave" means that part of the current annual leave which bears the same ratio to the current annual leave as the unexpired part of the current year bears to the full year.

#### PART II. GENERAL PROVISIONS

SEC. 2. Permanent employees who have been employed continuously for one year or more and who do not contemplate leaving the service during the current calendar year shall be entitled to annual leave with pay at any time during such calendar year not in excess of 26 days, and in addition may be granted accumulated leave, provided that the total leave granted at any time during a calendar year shall not exceed the amount of the accumulated leave and the current accrued leave, except that in unusually meritorious cases employees may be granted both accumulated and current annual leave.

SEC. 3. Unaccrued leave shall be granted only with the express understanding that if such leave is not later earned during the calendar year, deductions will be made for the unearned portion from any salary due the employee, or any deductions in the retirement fund to the credit of the employee.

SEC. 4. Employees entering the service by original appointment or by reinstatement shall be entitled to annual leave with pay accruing at the rate of  $2\frac{1}{3}$  days for each month of service rendered until the completion of one year's service. Emergency employees and employees appointed for an indefinite period shall be entitled to annual leave with pay accruing at the rate of  $2\frac{1}{3}$  days per month for each month of service, and may in addition thereto be granted accumulated leave. Employees appointed for an indefinite period shall include those in the field service employed at manufacturing and repair establishments, such as navy yards, gun factories, naval stations, arsenals, etc.

SEC. 5. Employees transferred or reappointed without break in service from one permanent position to another permanent position within the same or a different governmental agency shall at the time of the transfer be credited with accumulated leave and charged with unaccrued leave advanced.

SEC. 6. An employee voluntarily separated from the service without prejudice during any calendar year shall be entitled to all accumulated leave plus current accrued leave up to the date of separation.

SEC. 7. The date of a discharge of an employee who is involuntarily separated from the service other than for cause due to his own misconduct shall be fixed to permit the allowance of all accumulated leave and current accrued leave.

SEC. 8. Leave shall be granted at such time or times as may be deemed to be in the public interest.

SEC. 9. Annual leave shall not accrue during a period of leave without pay when such absence is continuous for 30 days or more in any calendar year.

SEC. 10. Leave without pay shall not be granted until all accumulated leave and current accrued leave allowable under these regulations is exhausted.

<sup>1</sup> See p. 765.

SEC. 11. Employees shall be charged with annual leave only for absence on their work days. Sundays, legal holidays, and holidays declared by executive order and non-work days established by administrative order in accordance with law occurring within a period of annual leave shall not be charged as annual leave. Persons employed on the basis of a 5 day work week, whose duties require service on Saturday or Sunday, shall be charged a full day's annual leave for absence on any Saturday or Sunday they are required to work.

SEC. 12. The minimum charge for annual leave shall be 15 minutes. Annual leave granted for less than one day shall be charged in the ratio that the amount of annual leave granted bears to the number of work hours of the regular work-day prevailing in the agency concerned. For the purposes of this section, Saturdays and part holidays shall not be considered regular work days, except as may be required under section 11 hereof.

SEC. 13. Annual leave shall not be granted with pay at the beginning of a calendar year immediately following a period of absence in a non-pay status in the preceding year unless and until there shall have been a return to duty, at which time the leave may be retroactively granted. Leave without pay under any other circumstances may not later be converted into annual leave.

SEC. 14. Temporary employees shall be granted  $2\frac{1}{2}$  days leave for each month of service beginning January 1, 1936. For leave purposes, persons who are appointed for definite periods of time not exceeding 6 months shall be considered temporary employees.

SEC. 15. Temporary employees who subsequently receive permanent or probational appointments in the same department without break in service shall be entitled to annual leave at the rate of  $2\frac{1}{2}$  days per month to the date of permanent appointment and thereafter at the rate of  $2\frac{1}{6}$  days per month. Of temporary employees, only those who subsequently accept permanent appointments without break in service may be credited with accumulated leave earned prior to January 1, 1936.

SEC. 16. Nothing in these regulations shall be construed to prevent the continuance of any leave differential existing prior to January 1, 1936, for the benefit of employees of the Federal Government stationed without the continental limits of the United States.

SEC. 17. The annual leave authorized by these regulations shall, except as to temporary employees, be recorded and administered on a calendar-year basis.

SEC. 18. The heads or governing bodies of the various governmental agencies to which this Executive Order applies shall be responsible for the proper administration of these regulations insofar as they pertain to the granting of annual leave to employees under their respective jurisdiction; and they may, within the limits authorized by law, issue such regulations as are not inconsistent with these regulations.

#### PART III. EMPLOYEES EXCEPTED

SEC. 19. These regulations shall not apply to:

(a) Teachers and Librarians of the public schools of the District of Columbia.

(b) Officers and employees of the Panama Canal and Panama Railroad on the Isthmus of Panama.

(c) Temporary employees engaged on construction work at hourly rates.

(d) The Postmaster General and officers and employees in or under the Post Office Department, except those serving in the departmental service and in the Mail Equipment Shops.

(e) Persons paid security or prevailing wages from funds allocated by the Works Progress Administration on state, municipal, or other public but non-Federal projects, or on a Federal project: *Provided*, That annual leave shall be granted in accordance with these regulations to employees in the central office of the Works Progress Administration in the District of Columbia and at district and local headquarters, and to other employees in administrative or clerical positions who

receive other than security or prevailing wages, as prescribed in Executive Order No. 7046 of May 20, 1935.

(f) Employees not required to be continuously employed during regular tour of duty, such as: (1) employees who are paid only when actually employed; (2) per diem or per hour employees engaged in an emergency who may be employed for more than one 7- or 8-hour shift within 24 hours during the emergency; (3) part-time or intermittent employees; (4) persons engaged under contract; (5) employees engaged temporarily for less than a month on a piece-price basis; (6) employees who are paid at hourly rates but who are not engaged on construction work, such as mechanics, skilled laborers, and others engaged in various services on maintenance, repair, clean-up work, etc., where employment is more or less intermittent and not on a regular and continuous basis; and (7) employees paid on a fee basis, such as physicians, surgeons, and other consultants.

#### PART IV. RATIFICATION: REVOCATION: EFFECTIVE DATE

SEC. 20. All temporary regulations issued by the heads of the various departments and independent establishments under authority of Executive Order No. 7321 of March 21, 1936, are hereby ratified. All such temporary regulations and all other regulations relating to the granting of annual leave are hereby revoked insofar as they are inconsistent with these regulations.

SEC. 21. These regulations shall be effective as of July 1, 1936.

FRANKLIN D. ROOSEVELT

THE WHITE HOUSE,  
July 9, 1936.

[No. 7409]

[F.R. Doc. 1200—Filed, July 10, 1936; 1:17 p.m.]

#### EXECUTIVE ORDER

##### PREScribing REGULATIONS RELATING TO SICK LEAVE OF GOVERNMENT EMPLOYEES

By virtue of and pursuant to the authority vested in me by section 7 of the act of March 14, 1936, entitled "An Act to standardize sick leave and extend it to all civilian employees" (Public, No. 472, 74th Congress), I hereby prescribe the following regulations which shall apply to all civilian officers and employees (hereinafter referred to as "employee" or "employees") of the United States, the District of Columbia, and all corporations falling within the provisions of section 6 of the said act except those hereinafter excluded under Part II of these regulations.

#### PART I. GENERAL PROVISIONS

SEC. 1. Sick leave with pay shall be granted to employees when they are incapacitated for the performance of their duties by sickness, injury, or pregnancy and confinement, or when some member of the immediate family of the employee is afflicted with a contagious disease and requires the care and attendance of the employee, or when, through exposure to contagious disease, the presence of the employee at his post of duty would jeopardize the health of others.

SEC. 2. Except as provided in section 3 hereof employees shall be entitled to sick leave at the rate of  $1\frac{1}{4}$  days a month, and if such leave is not used it shall accumulate: *Provided*, That the total accumulation shall not exceed 90 days. Sick leave accruing during any month of service shall be available at any time during the month.

SEC. 3. In cases of serious disability or ailments, and when the exigencies of the situation so require, sick leave may be advanced not in excess of 30 days in addition to the unused sick leave that has accumulated to the credit of employees: *Provided*, That such advances shall not be made to any employee more than 3 times during any one calendar year; that every case of advanced leave shall be supported by the certificate of a registered practicing physician or other practitioner; that the total of such advances shall not exceed at any time 30 days beyond the accumulated sick leave; and



that such advances shall be charged against sick leave subsequently accumulating.

Sec. 4. When an employee applies for sick leave in excess of the amount accumulated to his credit and the circumstances do not justify such an advance, the excess leave applied for, if granted and used, shall be charged against any unused annual leave to which the employee is entitled, or, if there is no unused annual leave, the excess shall be charged as leave without pay, and such leave shall not thereafter be converted into either sick or annual leave subsequently accumulating.

Sec. 5. Sick leave shall not be advanced in an amount that would exceed the total that would accumulate during the period from the date of the advance to the termination of a limited appointment (not temporary in character) or one expiring on a specified date.

Sec. 6. Advance sick leave may be granted irrespective of whether the employee has to his credit unused annual leave.

Sec. 7. Sick leave shall not be granted for slight illness or indisposition not incapacitating the employee for the performance of his regular duties, or for absence for the purpose of being treated professionally by a dentist or oculist in his office; but sick leave may be granted for detention at home or in a hospital by illness or disability due to causes as to which a dentist or oculist is qualified to certify.

Sec. 8. Employees transferred or reappointed without break in service from one permanent position to another permanent position within the same or a different governmental agency shall be credited with accumulated sick leave and charged with sick leave previously advanced in excess of that accumulated at the time of transfer.

Sec. 9. Sick leave shall not accumulate during a period of leave without pay when such period is continuous for 30 days or more in any calendar year.

Sec. 10. In the case of voluntary separation or removal for cause of an employee to whom sick leave has been advanced in an amount in excess of that accumulated, the employee shall refund the amount paid him for the period of such excess, or deduction therefor shall be made from any salary due him or from any deductions in the retirement fund to his credit. This provision shall not apply in cases of death, retirement for age or disability, reduction of force, or when an employee who is not eligible for retirement is unable to return to duty because of disability, evidence of which shall be supported by an acceptable certificate from a registered practicing physician or other practitioner.

Sec. 11. Sundays, holidays, and non-work days within a period of sick leave shall be charged as sick leave, except when immediately preceding or following a period of sick leave, if the employee was in a pay status immediately prior to or following such Sundays, holidays, or non-work days. For such days as per diem and per hour employees would not be in a pay status, no sick leave shall be charged.

Sec. 12. The minimum charge of absence on account of sickness, except on Saturdays or on other days where 4 hours constitute a full work day, shall be  $\frac{1}{2}$  day; additional fractions authorized on the same day shall be charged in multiples of one hour. On Saturdays, or other days where 4 hours constitute a full work day, 2 hours or less sick leave shall be charged as  $\frac{1}{2}$  day and more than 2 hours shall be charged proportionately.

Sec. 13. Notification of absence on account of sickness shall be given as soon as possible on the first day of absence. If such notification is not made in accordance with this regulation, such absence may be charged to annual leave or leave without pay. Application for sick leave shall be filed within two days after return to duty.

Sec. 14. Application for sick leave for a period in excess of 3 days shall be supported by the certificate of a registered practicing physician or other practitioner, except that in remote localities where such certificate cannot reasonably be obtained, the applicant's signed statement as to the nature of the illness and the reason why a certificate is not furnished, may be accepted. For periods of 3 days or less, up to an accumulation of 12 days in any one calendar year, the applicant's signed statement on a prescribed form may be accepted.

Sec. 15. When sickness continuing for more than 5 days occurs within a period of annual leave, the period of illness may, upon presentation of the certificate of a registered practicing physician or other practitioner, be charged as sick leave and the charge against annual leave granted reduced accordingly. No such charge shall be made for illness lasting for not more than 5 days. Application for such substitution of sick leave for annual leave shall be made within 2 days after the expiration of the annual-leave period.

Sec. 16. Sick leave may not be granted for a period immediately following a period of absence in a non-pay status, unless and until there has been a return to actual duty, nor may such leave without pay be converted into sick leave.

Sec. 17. Temporary employees shall be entitled to  $\frac{1}{4}$  days of sick leave for each month of service, but shall not be entitled to an advance of sick leave. Sick leave accumulated during temporary appointment shall be credited to an employee who receives a permanent appointment in the same governmental agency without break in service but shall not be transferable elsewhere under any circumstances. For sick leave purposes, those who are appointed for definite periods of time not exceeding 6 months will be considered temporary employees.

Sec. 18. In the case of an employee who was not entitled to sick leave under prior law, but who is now entitled thereto, sick leave as accumulated may be substituted for leave without pay or annual leave taken because of illness between January 1 and March 14, 1936.

Sec. 19. Sick leave taken in excess of  $\frac{1}{4}$  days a month during the period between January 1 and March 14, 1936, shall be charged against sick leave subsequently accumulating.

Sec. 20. Nothing in these regulations shall be construed to prevent the continuance of any sick leave differential existing prior to January 1, 1936, for the benefit of employees of the Federal Government stationed without the continental limits of the United States.

Sec. 21. The heads or governing bodies of the various governmental agencies to which this order applies shall be responsible for the proper administration of these regulations insofar as they pertain to the granting of sick leave to employees under their respective jurisdictions; and they may, within the limits authorized by law, issue such regulations as are not inconsistent with these regulations.

#### PART II. EMPLOYEES EXCEPTED

Sec. 22. These regulations shall not apply to:

(a) Teachers and librarians of the public schools of the District of Columbia;

(b) Officers and members of the police and fire departments of the District of Columbia, other than civilian personnel;

(c) Officers and employees of the Panama Canal and Panama Railroad on the Isthmus of Panama;

(d) Temporary employees engaged on construction work at hourly rates;

(e) The Postmaster General and officers and employees in or under the Post Office Department except those serving in the departmental service and in the Mail Equipment Shops;

(f) Persons paid security or prevailing wages from funds allotted by the Works Progress Administration on a state, municipal or other public but non-federal project or on a federal project: *Provided*, that sick leave shall be granted in accordance with these regulations to employees in the central office of the Works Progress Administration in the District of Columbia and at district and local headquarters, and to other employees in administrative or clerical positions who receive other than security or prevailing wages as prescribed in Executive Order No. 7046 of May 20, 1935;

(g) Employees not required to be continuously employed during regular tour of duty, such as: (1) employees who are paid only when actually employed; (2) per diem or per hour employees engaged in an emergency who may be employed for more than one 7- or 8-hour shift within 24 hours during the emergency; (3) part-time or intermittent employees; (4) persons engaged under contract; (5) employees engaged temporarily for less than a month on a piece-

price basis; (6) employees who are paid at hourly rates but who are not engaged on construction work, such as mechanics, skilled laborers, and others engaged in many services on maintenance, repair, clean-up work, and the like, where employment is more or less intermittent and not on a regular or continuous basis; and (7) employees paid on a fee basis, such as physicians, and surgeons, and other consultants.

### PART III. RATIFICATION; REVOCATION; EFFECTIVE DATE

Sec. 23. All temporary regulations issued by the heads of the various departments and independent establishments under authority of Executive Order No. 7321 of March 21, 1936, are hereby ratified. All such temporary regulations and all other regulations relating to the granting of sick leave are hereby revoked insofar as they are inconsistent with these regulations.

Sec. 24. These regulations shall be effective as of July 1, 1936.

FRANKLIN D. ROOSEVELT

THE WHITE HOUSE,

July 9, 1936.

[No. 7410]

[F. R. Doc. 1201—Filed, July 10, 1936; 1:16 p. m.]

### TREASURY DEPARTMENT.

Bureau of Internal Revenue.

[T. D. 4664]

AMENDING PARAGRAPH 5 OF TREASURY DECISION 4559 SO AS TO PROVIDE THAT THE INFORMATION SPECIFIED THEREIN SHALL NOT BE REQUIRED TO BE FURNISHED IN CERTAIN INSTANCES UNLESS REQUESTED BY THE COMMISSIONER

To District Supervisors and Others Concerned:

Pursuant to authority conferred by Section 3259, Revised Statutes (Title 26, U. S. C., Sec. 1163), Paragraph 5 of T. D. 4559, approved June 13, 1935, is hereby amended to read as follows:

5. There must be attached to or included in Form 27-A (Notice by Distillers), form 27½ (Notice by Fruit Distillers), Form 27-B (Notice by Rectifiers), Form 27-C (Notice by Brewers) and Form 1431 (Application for Permit to Operate Industrial Alcohol Plant, Bonded Warehouse and Denaturing Plant) an affidavit giving the name of every person interested or to be interested in the business, and the amount and nature of such interest, including the name and address of every member of a firm or stockholder of a corporation, operating, owning, or interested in a distillery, directly or indirectly, whether such interest appears in the name of the interested party or in the name of another for him. In the case of corporations and similar legal entities there shall be filed, on separate sheets, at the commencement of business and annually thereafter as of May 1, or the nearest dividend date within sixty days thereof, a list of the true and beneficial owners of the stock outstanding, and a statement under the seal, if any, of the corporation or other legal entity, showing the number of shares of each class of stock or other evidence of ownership in the corporation, such as voting trust certificates, authorized and outstanding, the par value, if any, thereof, and the voting rights of the respective owners or holders thereof, accompanied by an affidavit as to the correctness of such list and statement, which affidavit shall be executed by an officer of the corporation or other legal entity having most knowledge as to the correctness thereof and duly authorized to execute the same. Provided, That where more than one hundred persons are interested in a corporation or other legal entity as stockholders or otherwise, there need be furnished hereunder only the names, addresses, and amounts and nature of stockholding or other interest of the one hundred persons having the largest ownership or other interest in each of the respective classes of stock or other interest, except where more complete information shall be specially required by the Commissioner of Internal Revenue.

[SEAL]

GUY T. HELVERING,  
Commissioner of Internal Revenue.

Approved, July 8, 1936.

WAYNE C. TAYLOR,  
Acting Secretary of the Treasury.

[F. R. Doc. 1172—Filed, July 10, 1936; 11:02 a. m.]

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### DEPARTMENT OF AGRICULTURE.

Bureau of Biological Survey.

ORDER

PERMITTING FISHING WITHIN SAVANNAH RIVER WILDLIFE REFUGE,  
GEORGIA AND SOUTH CAROLINA

July 10, 1936.

Pursuant to regulations 1 and 2 of the regulations of the Secretary of Agriculture issued May 7, 1930, governing the administration of Federal wildlife refuges, it is hereby ordered that until further notice, fish may be taken when and as permitted by the laws and regulations of the States of Georgia and South Carolina from waters within the Savannah River Wildlife Refuge, established by Executive Orders No. 4626 and No. 5748, dated April 6, 1927, and November 12, 1931, respectively, subject to the following conditions and restrictions:

1. *Licenses.*—Any person exercising the privilege of fishing within the refuge shall be in possession of a valid State fishing license issued by the State in which such fishing is done, if such license is required, and shall carry such license on his person when exercising the privilege of fishing, and when requested to do so shall exhibit it to any representative of the State Game Department authorized to enforce fishing laws, or any representative of the Bureau of Biological Survey: *Provided*, That fishing shall be done in such manner as will not interfere with the objects for which the refuge was established.

2. *Routes of travel.*—Persons entering the refuge for fishing purposes shall follow such routes of travel as shall from time to time be designated by the officer in charge.

3. *Firearms and fires.*—The carrying or being in possession of firearms of any description is not permitted. Special care must be observed to prevent lighted matches, cigars or cigarettes, or pipe ashes from being dropped in grass or other inflammable material.

[SEAL]

R. G. TUGWELL,  
Acting Secretary.

[F. R. Doc. 1190—Filed, July 10, 1936; 12:43 p. m.]

### Bureau of Public Roads.

[Amendment to Miscellaneous Circular No. 62]

### STANDARDS GOVERNING PLANS, SPECIFICATIONS, CONTRACT FORMS, AND ESTIMATES FOR FEDERAL AID HIGHWAY PROJECTS

Pursuant to the authority conferred upon the Secretary of Agriculture by the Federal Highway Act of November 9, 1921 (42 Stat. 212), and amendatory and supplementary acts, and in accordance with section 1, regulation 6, of the rules and regulations approved July 22, 1922, as revised and superseded by the rules and regulations approved February 27, 1935, for carrying out the Federal Highway Act (except the provisions thereof relative to Forest roads), Miscellaneous Circular No. 62, prescribing standards governing plans, specifications, contract forms, and estimates for Federal Aid highway projects, approved by the Secretary of Agriculture November 10, 1925, is hereby amended so that the first paragraph under the subsection "Form and Arrangement" of the section entitled "Specifications and Contract Forms" shall read as recited below:

All specifications shall be printed, mimeographed or typed on paper approximately 8 x 10½ inches, or on paper approximately 5 by 7¾ inches, and shall not contain hand-written corrections, interlineations, or inserts. Such alterations or additions as are desired should be taken care of by means of paragraphs and stipulations appearing in the special provisions.

Done at the City of Washington this 10th day of July 1936 as witness my hand and the seal of the Department of Agriculture.

[SEAL]

R. G. TUGWELL,  
Acting Secretary of Agriculture.

[F. R. Doc. 1191—Filed, July 10, 1936; 12:43 p. m.]

## DEPARTMENT OF COMMERCE

United States Shipping Board, Bureau.

SBB No. 1

## SHIP CONSTRUCTION LOANS

JUNE 22, 1936.

By virtue of authority contained in Section 11 of the Merchant Marine Act of 1920, as amended by Section 301 (d) of the Merchant Marine Act of 1928 (45 Stat. 691) as amended by the act of February 2, 1931 (46 Stat. 1059) and Section 12 of Executive Order No. 6166, dated June 10, 1933, the rules for determining the amount of interest payable on construction loans made pursuant to agreements executed subsequent to May 22, 1928, are hereby amended by the addition of the following definition:

## RULE VII.

(1) *Gross revenue.*—Gross revenue shall include all revenues for the transportation of passengers, freight and mail or revenues incident thereto, earned by a vessel, without any deduction whatever; provided, however, that only that part of a through rate accruing to that vessel under proper agreements with other carriers for the division of such through rates shall be considered as gross revenue of that vessel.

DANIEL C. ROPER,  
Secretary of Commerce.

[F. R. Doc. 1169—Filed July 9, 1936; 1:16 p. m.]

## FEDERAL TRADE COMMISSION.

United States of America—Before Federal Trade Commission

At a regular session of the Federal Trade Commission, held at its office in the City of Washington, D. C., on the 7th day of July A. D. 1936.

Commissioners: Charles H. March, Chairman; Garland S. Ferguson, Jr., Ewin L. Davis, W. A. Ayres, Robert E. Freer.

[Docket No. 27361]

IN THE MATTER OF CAPON WATER COMPANY, A CORPORATION,  
ET AL.

SUBSTITUTE ORDER APPOINTING EXAMINER AND FIXING TIME AND PLACE FOR TAKING TESTIMONY

Whereas, Joseph A. Simpson, an examiner of this Commission, was heretofore appointed to take testimony and receive evidence in this proceeding, pursuant to authority vested in the Federal Trade Commission under an Act of Congress (38 Stat. 717; 15 U. S. C. A., Section 41); and whereas, the said Joseph A. Simpson, by reason of other duties to perform will be unable to continue therein.

It is therefore ordered, that Charles F. Diggs, an examiner of this Commission, be, and he hereby is, designated and appointed to take testimony and receive evidence in this proceeding in the place and stead of the said Joseph A. Simpson.

It is further ordered, that the taking of testimony shall begin on Tuesday, July 7, 1936, at ten o'clock in the forenoon of that day (eastern standard time), at Room 424, 815 Connecticut Avenue, Washington, D. C.

By direction of the Commission.

[SEAL]

OTIS B. JOHNSON, Secretary.

[F. R. Doc. 1173—Filed, July 10, 1936; 11:40 a. m.]

United States of America—Before Federal Trade Commission

At a regular session of the Federal Trade Commission, held at its office in the City of Washington, D. C., on the 8th day of July A. D. 1936.

Commissioners: Charles H. March, Chairman; Garland S. Ferguson, Jr., Ewin L. Davis, W. A. Ayres, Robert E. Freer.

[Docket No. 2805]

IN THE MATTER OF CHARLES A. SARETSKY, AN INDIVIDUAL  
ORDER APPOINTING EXAMINER AND FIXING TIME AND PLACE FOR TAKING TESTIMONY

This matter being at issue and ready for the taking of testimony, and pursuant to authority vested in the Federal Trade Commission under an Act of Congress (38 Stat. 717; 15 U. S. C. A., Section 41)

It is ordered that John L. Hornor, an examiner of this Commission, be and he hereby is designated and appointed to take testimony and receive evidence in this proceeding and to perform all other duties authorized by law.

It is further ordered, that the taking of testimony in this proceeding begin on Tuesday, July 21, 1936, at two o'clock in the afternoon of that day, eastern standard time, in Room 424, Federal Trade Commission Offices, 815 Connecticut Avenue, Washington, D. C.

Upon completion of testimony for the Federal Trade Commission, the Examiner is directed to proceed immediately to take testimony and evidence on behalf of the respondent. The Examiner will then close the case and make his report.

By the Commission.

[SEAL]

OTIS B. JOHNSON, Secretary.

[F. R. Doc. 1174—Filed, July 10, 1936; 11:40 a. m.]

## INTERSTATE COMMERCE COMMISSION.

ORDER

At a General Session of the Interstate Commerce Commission, held at its office in Washington, D. C., on the 6th day of July A. D. 1936

[No. 4844]

## EXPORT BILL OF LADING

IN THE MATTER OF BILLS OF LADING

It appearing, That in *Export Bill of Lading*, 64 I. C. C. 347, 66 I. C. C. 687, 80 I. C. C. 305, and 156 I. C. C. 188, under authority of section 25 of the Interstate Commerce Act, the Commission prescribed a form of through export bill of lading to be issued by carriers subject to the act for application to the transportation of property in connection with ocean carriers whose vessels are registered under the laws of the United States, from points in the United States designated under the provisions of section 25 of the act to points in nonadjacent foreign countries.

It further appearing, That by section 10 of the Act of Congress, approved April 16, 1936, Public No. 521, Seventy-fourth Congress (Carriage of Goods by Sea Act) section 25, paragraph 4, of the Interstate Commerce Act was amended by adding the following proviso at the end of that paragraph:

*Provided, however,* That insofar as any bill of lading authorized hereunder relates to the carriage of goods by sea, such bill of lading shall be subject to the provisions of the Carriage of Goods by Sea Act.

And it further appearing, That the foregoing newly enacted proviso may necessitate modification of the existing form of through export bill of lading:

It is ordered, That this proceeding be, and it is hereby, reopened for further hearing upon the matter of the changes, if any, in the current form of through export bill of lading which may be necessary in order to bring it into harmony with the provisions of the Carriage of Goods by Sea Act;

It is also ordered, That after July 15, 1936, and until further order of this Commission, the railroads are hereby authorized to endorse upon the export bills of lading the following:

This bill of lading, so far as it relates to the carriage of goods by sea, shall have effect subject to provisions of the Carriage of Goods by Sea Act of the United States of America, approved April 16, 1936, effective July 15, 1936;

And it is further ordered, That this proceeding be and the same is hereby, assigned for such further hearing on August



10, 1936, 10 o'clock a. m., at the office of the Interstate Commerce Commission, Washington, D. C., before Examiner Copenhagenhafer.

By the Commission.

[SEAL]

GEORGE B. MCGINTY, Secretary.

[F. R. Doc. 1175—Filed, July 10, 1936; 11:54 a. m.]

#### ORDER

At a Session of the Interstate Commerce Commission, Division 5, held at its office in Washington, D. C., on the 29th day of June A. D. 1936.

[Docket No. BMC 3799]

#### APPLICATION OF LELAND C. CARR FOR AUTHORITY TO OPERATE AS A CONTRACT CARRIER

In the Matter of the Application of Leland C. Carr, Individual, Doing Business as Carr's Transfer, of 1003 Wisconsin Avenue NW Washington, D. C., for a Permit (Form BMC 1) Authorizing Operation as a Contract Carrier by Motor Vehicle in the Transportation of Commodities Generally with Exceptions in Interstate Commerce Over the Following Routes

Route No. 1.—Between Washington, D. C., and Baltimore, Md., via U. S. Highway 1.

Route No. 2.—Between Leesburg, Va., and Washington, D. C., via Falls Church, Va., over U. S. Highway 211 and Va. Highway 7.

Also over irregular routes from and between points in Virginia, Maryland, West Virginia, Delaware, New Jersey, Pennsylvania, New York, Tennessee, and the District of Columbia.

*It appearing*, That the above-entitled matter is one which the Commission is authorized by the Motor Carrier Act, 1935, to refer to an examiner:

*It is ordered*, That the above-entitled matter be, and it is hereby, referred to Examiner L. H. McDaniel for hearing and for the recommendation of an appropriate order thereon, to be accompanied by the reasons therefor;

*It is further ordered*, That this matter be set down for hearing before Examiner L. H. McDaniel on the 30th day of July A. D. 1936, at 10 o'clock a. m. (standard time) at the office of the Interstate Commerce Commission, Washington, D. C.

*And it is further ordered*, That notice of this proceeding be duly given.

By the Commission, division 5.

[SEAL]

GEORGE B. MCGINTY, Secretary.

[F. R. Doc. 1177—Filed, July 10, 1936; 11:54 a. m.]

#### ORDER

At a Session of the Interstate Commerce Commission, Division 5, held at its office in Washington, D. C., on the 29th day of June A. D. 1936.

[Docket No. BMC 3799]

#### APPLICATION OF LELAND C. CARR FOR AUTHORITY TO OPERATE AS A CONTRACT CARRIER

In the Matter of the Application of Leland C. Carr, Individual, Doing Business as Carr's Transfer, of 1003 Wisconsin Avenue NW Washington, D. C., for a Permit (Form BMC 10) to Extend Its Present Operations filed on Form BMC 1, Authorizing Operation as a Contract Carrier by Motor Vehicle in the Transportation of Petroleum and Petroleum Products, in Interstate Commerce Over the Following Routes

Route No. 1.—Between Baltimore, Md., and York, Pa., via U. S. Highway 11.

Route No. 2.—Between Baltimore, Md., and Hancock, Md., via U. S. Highway 1.

Route No. 3.—Between Baltimore, Md., and Hancock, Md., via U. S. Highway 40.

Route No. 4.—Between Baltimore, Md., and Chambersburg, Pa., via Gettysburg, Pa., over U. S. Highways 140 and 30.

Route No. 5.—Alternate route, between Hagerstown, Md., and Chambersburg, Pa., via U. S. Highway 11.

Also over irregular routes from and between points in the State of Virginia.

*It appearing*, That the above-entitled matter is one which the Commission is authorized by the Motor Carrier Act, 1935, to refer to an examiner:

*It is ordered*, That the above-entitled matter be, and it is hereby, referred to Examiner L. H. McDaniel for hearing and for the recommendation of an appropriate order thereon, to be accompanied by the reasons therefor;

*It is further ordered*, That this matter be set down for hearing before Examiner L. H. McDaniel on the 30th day of July A. D. 1936, at 10 o'clock a. m. (standard time), at the office of the Interstate Commerce Commission, Washington, D. C.

*And it is further ordered*, That notice of this proceeding be duly given.

By the Commission, division 5.

[SEAL]

GEORGE B. MCGINTY, Secretary.

[F. R. Doc. 1178—Filed, July 10, 1936; 11:55 a. m.]

#### ORDER

At a Session of the Interstate Commerce Commission, Division 5, held at its office in Washington, D. C., on the 25th day of June A. D. 1936.

[Docket No. BMC 4410]

#### APPLICATION OF ESTELLE W. DOYLE FOR AUTHORITY TO OPERATE AS A CONTRACT CARRIER

In the Matter of the Application of Estelle W. Doyle, Individual, Doing Business as Doyle Transfer Line, of 802 South Fifth Street, Carrollton, Ky., for a Permit (Form BMC 1) Authorizing Operation as a Contract Carrier by Motor Vehicle in the Transportation of Commodities Generally, in Interstate Commerce From and Between Points Located in the States of Kentucky, Missouri, Ohio, Illinois, Michigan, West Virginia, and Indiana.

*It appearing*, That the above-entitled matter is one which the Commission is authorized by the Motor Carrier Act, 1935, to refer to an examiner:

*It is ordered*, That the above-entitled matter be, and it is hereby, referred to Examiner W. A. Maidens for hearing and for the recommendation of an appropriate order thereon, to be accompanied by the reasons therefor;

*It is further ordered*, That this matter be set down for hearing before Examiner W. A. Maidens, on the 29th day of July A. D. 1936, at 9 o'clock a. m. (standard time), at the U. S. Court Rooms, Frankfort, Ky.

*And it is further ordered*, That notice of this proceeding be duly given.

By the Commission, division 5.

[SEAL]

GEORGE B. MCGINTY, Secretary.

[F. R. Doc. 1176—Filed, July 10, 1936; 11:54 a. m.]

#### ORDER

At a Session of the Interstate Commerce Commission, Division 5, held at its office in Washington, D. C., on the 24th day of June A. D. 1936.

[Docket No. BMC 50038]

APPLICATION OF GEORGE SPRING AND ARTHUR WHITE FOR  
AUTHORITY TO OPERATE AS A COMMON CARRIER

In the Matter of the Application of George Spring and Arthur White, Copartners, Doing Business as Spring & White, of Worthington, Minn., for a Certificate of Public Convenience and Necessity (Form BMC 8, New Operation) Authorizing Operation as a Common Carrier by Motor Vehicle in the Transportation of Commodities Generally, in Interstate Commerce, from Worthington, Minn., and Vicinity, to Chicago, Ill.; also from Milwaukee, Wis., and Vicinity to Worthington, Minn.

*It appearing*, That the above-entitled matter is one which the Commission is authorized by the Motor Carrier Act, 1935, to refer to an examiner:

*It is ordered*, That the above-entitled matter be, and it is hereby referred to Examiner H. C. Lawton for hearing and for the recommendation of an appropriate order thereon, to be accompanied by the reasons therefor:

*It is further ordered*, That this matter be set down for hearing before Examiner H. C. Lawton, on the 31st day of July A. D. 1936, at 9 o'clock a. m. (standard time) at the Hotel Nicollet, Minneapolis, Minn.;

*And it is further ordered*, That notice of this proceeding be duly given.

By the Commission, division 5:

[SEAL] GEORGE B. MCGINTY, Secretary.

[F. R. Doc. 1182—Filed, July 10, 1936; 11:56 a. m.]

## ORDER

At a Session of the Interstate Commerce Commission, Division 5, held at its office in Washington, D. C., on the 27th day of June A. D. 1936.

[Docket No. BMC 50138]

APPLICATION OF CECIL GILBERT BYFORD FOR AUTHORITY TO  
OPERATE AS A CONTRACT CARRIER

In the Matter of the Application of Cecil Gilbert Byford, Individual, Doing Business as Byford Transportation Co., of 122 Alley Street, Lynn, Mass., for a Permit (Form BMC 10, New Operation), Authorizing Operation as a Contract Carrier by Motor Vehicle in the Transportation of Commodities Generally in Interstate Commerce, Over the Following Routes:

*Route No. 1.*—Between Boston, Mass., and Buffalo, N. Y., via Lenox, Mass., over U. S. Highway 20, thence Pittsfield, Mass., over U. S. Highway 7, thence Buffalo and Albany, N. Y., over U. S. Highway 20, with occasional side trips to Whitehall, N. Y., over U. S. Highway 4; and Schenectady, N. Y., over State Highways 5 and 7.

*Route No. 2.*—Between Boston, Mass., and New York, N. Y., via Sturbridge, Mass., over U. S. Highway 20; thence Hartford, Conn., over Mass. and Conn. State Highways 15; thence New Haven, Conn., over U. S. Highway 5, thence New York, N. Y., over U. S. Highway 1.

*It appearing*, That the above-entitled matter is one which the Commission is authorized by the Motor Carrier Act, 1935, to refer to an examiner:

*It is ordered*, That the above-entitled matter be, and it is hereby, referred to Examiner P. R. Naefe for hearing and for the recommendation of an appropriate order thereon, to be accompanied by the reasons therefor;

*It is further ordered*, That this matter be set down for hearing before Examiner P. R. Naefe, on the 27th day of July A. D. 1936, at 9 o'clock a. m. (standard time) at the Hotel Lenox, Boston, Mass.

*And it is further ordered*, That notice of this proceeding be duly given.

By the Commission, division 5.

[SEAL] GEORGE B. MCGINTY, Secretary.

[F. R. Doc. 1179—Filed, July 10, 1936; 11:55 a. m.]

## ORDER

At a Session of the Interstate Commerce Commission, Division 5, held at its office in Washington, D. C., on the 30th day of June A. D. 1936.

[Docket No. BMC 50192]

APPLICATION OF THOMAS E. FLOUNDERS, SR., FOR AUTHORITY TO  
OPERATE AS A COMMON CARRIER

In the Matter of the Application of Thomas E. Flounders, Sr., of 56th and 34 Malcolm Street, West Philadelphia, Pa., for a Certificate of Public Convenience and Necessity (Form BMC 8, New Operation), Authorizing Operation as a Common Carrier by Motor Vehicle in the Transportation of Commodities Generally in Interstate Commerce Between Points Located in the States of Connecticut, Delaware, District of Columbia, Maryland, Massachusetts, New York, North Carolina, New Jersey, Pennsylvania, Rhode Island, Virginia, and West Virginia

*It appearing*, That the above-entitled matter is one which the Commission is authorized by the Motor Carrier Act, 1935, to refer to an examiner:

*It is ordered*, That the above-entitled matter be, and it is hereby referred to Examiner T. B. Johnston for hearing and for the recommendation of an appropriate order thereon, to be accompanied by the reasons therefor:

*It is further ordered*, That this matter be set down for hearing before Examiner T. B. Johnston, on the 22nd day of July A. D. 1936, at 9 o'clock a. m. (standard time), at the New State House, Dover, Del.

*And it is further ordered*, That notice of this proceeding be duly given.

By the Commission, division 5.

[SEAL] GEORGE B. MCGINTY, Secretary.

[F. R. Doc. 1180—Filed, July 10, 1936; 11:55 a. m.]

## ORDER

At a Session of the Interstate Commerce Commission, Division 5, held at its office in Washington, D. C., on the 30th day of June A. D. 1936:

[Docket No. BMC 50229]

APPLICATION OF WILLIAM M. BELL AND TWIFRED J. ESKRIDGE  
FOR AUTHORITY TO OPERATE AS A COMMON CARRIER

In the Matter of the Application of William M. Bell and Twifred J. Eskridge, Co-partners, Doing Business as Eskridge & Bell of Bethel, Del., for a Certificate of Public Convenience and Necessity (Form BMC 8, New Operation) Authorizing Operation as a Common Carrier by Motor Vehicle in the Transportation of Commodities Generally in Interstate Commerce Between Points Located in the States of Connecticut, Delaware, District of Columbia, Maryland, Massachusetts, New York, North Carolina, New Jersey, Pennsylvania, Rhode Island, Virginia, Florida, and Georgia

*It appearing*, That the above-entitled matter is one which the Commission is authorized by the Motor Carrier Act, 1935, to refer to an examiner:

*It is ordered*, That the above-entitled matter be, and it is hereby referred to Examiner T. B. Johnston for hearing and for the recommendation of an appropriate order thereon, to be accompanied by the reasons therefor;

*It is further ordered*, That this matter be set down for hearing before Examiner T. B. Johnston, on the 22nd day of July A. D. 1936, at 9 o'clock a. m. (standard time), at the New State House, Dover, Del.

*And it is further ordered*, That notice of this proceeding be duly given.

By the Commission, division 5.

[SEAL] GEORGE B. MCGINTY, Secretary.

[F. R. Doc. 1181—Filed, July 10, 1936; 11:56 a. m.]

## ORDER

At a Session of the Interstate Commerce Commission, Division 5, held at its office in Washington, D. C., on the 30th day of June A. D. 1936.

[Docket No. BMC 50250]

APPLICATION OF JAMES D. RAWLINS FOR AUTHORITY TO OPERATE AS A COMMON CARRIER

In the Matter of the Application of James D. Rawlins of Seaford, Del., for a Certificate of Public Convenience and Necessity (Form BMC 8, New Operation) Authorizing Operation as a Common Carrier by Motor Vehicle in the Transportation of Commodities Generally in Interstate Commerce between Points Located in the States of Connecticut, Delaware, District of Columbia, Maryland, Massachusetts, New York, North Carolina, New Jersey, Pennsylvania, Rhode Island, Virginia, Florida, Georgia, and South Carolina.

*It appearing*, That the above-entitled matter is one which the Commission is authorized by the Motor Carrier Act, 1935, to refer to an examiner:

*It is ordered*, That the above-entitled matter be, and it is hereby, referred to Examiner T. B. Johnston for hearing and for the recommendation of an appropriate order thereon, to be accompanied by the reasons therefor;

*It is further ordered*, That this matter be set down for hearing before Examiner T. B. Johnston, on the 20th day of July A. D. 1936, at 9 o'clock a. m. (standard time), at the New State House, Dover, Del.

*And it is further ordered*, That notice of this proceeding be duly given.

By the Commission, division 5.

[SEAL] GEORGE B. MCGINTY, Secretary.

[F. R. Doc. 1183—Filed, July 10, 1936; 11:56 a. m.]

## ORDER

At a Session of the Interstate Commerce Commission, Division 5, held at its office in Washington, D. C., on the 30th day of June A. D. 1936.

[Docket No. BMC 50251]

APPLICATION OF CHARLES DALE MOORE FOR AUTHORITY TO OPERATE AS A COMMON CARRIER

In the Matter of the Application of Charles Dale Moore of Seaford, Del., for a Certificate of Public Convenience and Necessity (Form BMC 8, New Operation), Authorizing Operation as a Common Carrier by Motor Vehicle in the Transportation of Commodities Generally in Interstate Commerce between Points Located in the States of Connecticut, Delaware, District of Columbia, Maryland, Massachusetts, New York, North Carolina, New Jersey, Pennsylvania, Rhode Island, and Virginia.

*It appearing*, That the above-entitled matter is one which the Commission is authorized by the Motor Carrier Act, 1935, to refer to an examiner:

*It is ordered*, That the above-entitled matter be, and it is hereby, referred to Examiner T. B. Johnston for hearing and for the recommendation of an appropriate order thereon, to be accompanied by the reasons therefor;

*It is further ordered*, That this matter be set down for hearing before Examiner T. B. Johnston on the 20th day of July A. D. 1936, at 9 o'clock a. m. (standard time), at the New State House, Dover, Del.

*And it is further ordered*, That notice of this proceeding be duly given.

By the Commission, division 5.

[SEAL] GEORGE B. MCGINTY, Secretary.

[F. R. Doc. 1184—Filed, July 10, 1936; 11:56 a. m.]

## ORDER

At a Session of the Interstate Commerce Commission, Division 5, held at its office in Washington, D. C., on the 30th day of June A. D. 1936.

[Docket No. BMC 50300]

APPLICATION OF EDWARD S. HUMPHREYS FOR AUTHORITY TO OPERATE AS A COMMON CARRIER

In the Matter of the Application of Edward S. Humphreys of Crisfield, Md., for a Certificate of Public Convenience and Necessity (Form BMC 8, New Operation), Authorizing Operation as a Common Carrier by Motor Vehicle in the Transportation of Commodities Generally in Interstate Commerce between Points Located in the States of Florida, Georgia, South Carolina, North Carolina, Virginia, Maryland, Delaware, District of Columbia, Pennsylvania, New Jersey, New York, Connecticut, Massachusetts, Rhode Island, Ohio, Indiana, Illinois, Missouri, Iowa, Nebraska, Kansas, Colorado, Vermont, New Hampshire, and Wisconsin.

*It appearing*, That the above-entitled matter is one which the Commission is authorized by the Motor Carrier Act, 1935, to refer to an examiner:

*It is ordered*, That the above-entitled matter be, and it is hereby, referred to Examiner T. B. Johnston for hearing and for the recommendation of an appropriate order thereon, to be accompanied by the reasons therefor;

*It is further ordered*, That this matter be set down for hearing before Examiner T. B. Johnston, on the 21st day of July A. D. 1936, at 9 o'clock a. m. (standard time), at the New State House, Dover, Del.

*And it is further ordered*, That notice of this proceeding be duly given.

By the Commission, division 5.

[SEAL] GEORGE B. MCGINTY, Secretary.

[F. R. Doc. 1185—Filed, July 10, 1936; 11:55 a. m.]

## ORDER

At a Session of the Interstate Commerce Commission, Division 5, held at its office in Washington, D. C., on the 25th day of June A. D. 1936.

[Docket No. BMC 50420]

APPLICATION OF GEORGE H. JAHNEKE AND AUGUST C. JAHNEKE FOR AUTHORITY TO OPERATE AS A CONTRACT CARRIER

In the Matter of the Application of George H. Jahneke and August C. Jahneke, Co-partners, Doing Business as Jahneke Brothers, of 614 Webster Street, Joliet, Ill., for a Permit (Form BMC 10, New Operation), Authorizing Operation as a Contract Carrier by Motor Vehicle in the Transportation of Roofing, Building Materials, and Paper Products in Interstate Commerce from Joliet, Ill., to Destination Points Located in the States of Illinois, Indiana, Wisconsin, and Missouri.

*It appearing*, That the above-entitled matter is one which the Commission is authorized by the Motor Carrier Act, 1935, to refer to an examiner:

*It is ordered*, That the above-entitled matter be, and it is hereby, referred to Examiner A. E. Later for hearing and for the recommendation of an appropriate order thereon, to be accompanied by the reasons therefor;

*It is further ordered*, That this matter be set down for hearing before Examiner A. E. Later, on the 30th day of July A. D. 1936, at 9 o'clock a. m. (standard time), at the Hotel Sherman, Chicago, Ill.

*And it is further ordered*, That notice of this proceeding be duly given.

By the Commission, division 5.

[SEAL] GEORGE B. MCGINTY, Secretary.

[F. R. Doc. 1186—Filed, July 10, 1936; 11:57 a. m.]

## ORDER

At a Session of the Interstate Commerce Commission, Division 5, held at its office in Washington, D. C., on the 30th day of June A. D. 1936.

[Docket No. BMC 50764]

APPLICATION OF CLIFTON SUMMERS FOR AUTHORITY TO  
OPERATE AS A COMMON CARRIER

In the Matter of the Application of Clifton Summers, of Crisfield, Md., for a Certificate of Public Convenience and Necessity (Form BMC 8, New Operation), Authorizing Operation as a Common Carrier by Motor Vehicle in the Transportation of Commodities Generally in Interstate Commerce between Points Located in the States of Connecticut, Delaware, District of Columbia, Maryland, Massachusetts, New York, North Carolina, New Jersey, Pennsylvania, Rhode Island, Florida, Virginia, Georgia, South Carolina, Ohio, Colorado, Iowa, Kansas, New Hampshire, Indiana, Missouri, Nebraska, Vermont, Illinois, and Wisconsin

*It appearing,* That the above-entitled matter is one which the Commission is authorized by the Motor Carrier Act, 1935, to refer to an examiner:

*It is ordered,* That the above-entitled matter be, and it is hereby, referred to Examiner T. B. Johnston for hearing and for the recommendation of an appropriate order thereon, to be accompanied by the reasons therefor;

*It is further ordered,* That this matter be set down for hearing before Examiner T. B. Johnston, on the 21st day of July A. D. 1936, at 9 o'clock a. m. (standard time), at the New State House, Dover, Del.

*And it is further ordered,* That notice of this proceeding be duly given.

By the Commission, division 5.

[SEAL]                      GEORGE B. MCGINTY, Secretary.

[F. R. Doc. 1187—Filed, July 10, 1936; 11:57 a. m.]

## ORDER

At a Session of the Interstate Commerce Commission, Division 5, held at its office in Washington, D. C.; on the 2nd day of July A. D. 1936.

[Docket No. BMC 71154]

APPLICATION OF M. H. BRANDON AND E. M. WAGNER FOR  
AUTHORITY TO OPERATE AS A COMMON CARRIER

In the Matter of the Application of M. H. Brandon and E. M. Wagner, Co-partners, Doing Business as Film Transit Company, of P. O. Box 913, Memphis, Tenn., for a Certificate of Public Convenience and Necessity (Form BMC 8, New Operation), Authorizing Operation as a Common Carrier by Motor Vehicle, in the Transportation of Motion Picture Films, Publications, etc., in Interstate Commerce, Over the Following Routes

*Route No. 1.*—Between Memphis, Tenn., and Jackson, Miss., via Tupelo and Meridian, Miss., over U. S. Highways 78, 45, and 80; and between Jackson, Miss., and Memphis, Tenn., via Winona, Greenwood, and Grenada, Miss., over U. S. Highways 51, 82, and Miss. Highway 7.

*Route No. 2.*—Between Memphis, Tenn., and Vicksburg, Miss., via Clarksdale, Greenville, and Leland, Miss., over U. S. Highways 61, 82, and Miss. Highway 1; and between Vicksburg, Miss., and Memphis, Tenn., via Yazoo City, Tutwiler, and Clarksdale, Miss., over U. S. Highways 61, 49, and Miss. Highway 3.

*Route No. 3.*—Between Memphis, Tenn., and Hamburg, Ark., via Pine Bluff, Eudora, and Lake Village, Ark.; over U. S. Highways 79, 65, and 82; and between Hamburg, Ark., and Memphis, Tenn., via Monticello, Warren, and Kingsland, Ark., over U. S. Highway 79, Ark. Highways 13, 4, and 8.

*Route No. 4.*—Between Memphis, Tenn., and Little Rock, Ark., over U. S. Highway 70.

(a) Between Little Rock and Magnolia, Ark., via Fordyce, Ark., over U. S. Highways 167 and 79; and between Mag-

nolia and Little Rock, Ark., via Eldorado and Pine Bluff, Ark., over U. S. Highways 82 and 65 and Ark. Highway 15.

(b) Between Little Rock and Texarkana, Ark., via Kirby, Ark., over U. S. Highways 70, 59, and Ark. Highway 27; and between Texarkana and Little Rock, Ark., over U. S. Highway 67.

(c) Between Fort Smith and Norman, Ark., via Mena, Ark., over U. S. Highway 71 and Ark. Highway 8; and between Norman and Fort Smith, Ark., via Dardanelle, Ark., over Ark. Highways 27, 28, and 22.

(d) Between Little Rock and Fort Smith, Ark., via Rogers and Alma, Ark., over U. S. Highways 65, 62, 71, and 64; and between Fort Smith and Little Rock, Ark., via Conway, Ark., over U. S. Highways 64 and 65.

*Route No. 5.*—Between Memphis, Tenn., and Salem, Ark., via Hardy, Ark., over U. S. Highway 63; and between Salem, Ark., and Memphis, Tenn., via Melbourne, Ark., over Ark. Highway 9, thence Batesville, Ark., over Ark. Highway 69, thence Bradford, Ark., over Ark. Highway 11, thence Newport, Ark., over U. S. Highway 67, thence Tupelo, Ark., over Ark. Highway 17, thence Memphis, via Augusta, Ark., over Ark. Highway 33, U. S. Highways 64 and 70.

*Route No. 6.*—Between Memphis, Tenn., and Fulton, Ky., via Huntingdon and Martin, Tenn., over U. S. Highways 70, 45, and Tenn. Highway 22; and between Fulton, Ky., and Memphis, Tenn., via Union City, Tenn., over U. S. Highway 51, thence Hickman, Ky., and return to Union City, Tenn., over unnumbered road, thence Memphis, Tenn., over U. S. Highway 51.

(a) Between Fulton and Mayfield, Ky., via Clinton, Ky., over U. S. Highways 51, 45, and Ky. Highway 58.

(b) Between Fulton, Ky., and Brownsville, Tenn., via Martin, Dresden, Paris, McKenzle, and Huntingdon, Tenn., over U. S. Highways 45, 70, Tenn. Highways 22, 54, and 76; and between Brownsville, Tenn., and Fulton, Ky., via Bells, Humboldt, and Milan, Tenn., over U. S. Highway 45, and Tenn. Highway 76.

*Route No. 7.*—Between Memphis and Jackson, Tenn., via Collierville, Tenn., Michigan City, and Corinth, Miss., over U. S. Highways 72 and 45; and between Jackson and Memphis, Tenn., via Bemis and Bolivar, Tenn., over Tenn. Highway 18 and U. S. Highway 64.

*Route No. 8.*—Between Memphis, Tenn., and Corning, Ark., via Hayti, Kennett, Holcomb, Mo., over U. S. Highways 70, 61, 62, Mo. Highways 84 and 25; and between Corning, Ark., and Memphis, Tenn., via Paragould, Ark., Cardwell, Mo., Monette and Blytheville, Ark., over U. S. Highways 61, 62, 70, Ark. Highways 1, 25, 139, and 18.

*It appearing,* That the above-entitled matter is one which the Commission is authorized by the Motor Carrier Act, 1935, to refer to an examiner:

*It is ordered,* That the above-entitled matter be, and it is hereby, referred to Examiner P. S. Peyser for hearing and for the recommendation of an appropriate order thereon, to be accompanied by the reasons therefor;

*It is further ordered,* That this matter be set down for hearing before Examiner P. S. Peyser, on the 23rd day of July A. D. 1936, at 9 o'clock a. m. (standard time), at the Hotel Peabody, Memphis, Tenn.

*And it is further ordered,* That notice of this proceeding be duly given.

By the Commission, division 5.

[SEAL]

GEORGE B. MCGINTY, Secretary.

[F. R. Doc. 1188—Filed, July 10, 1936; 11:57 a. m.]

## SECURITIES AND EXCHANGE COMMISSION.

## SECURITIES ACT OF 1933

## AMENDMENT TO FORM A-1

The Securities and Exchange Commission, finding that any information or documents specified in Schedule A of the Securities Act of 1933, as amended, which are not re-

quired to be set forth in Form A-1, as hereby amended, are inapplicable to the class of securities to which such form is appropriate, and that disclosure fully adequate for the protection of investors is otherwise required to be included in the registration statement, and that such information and documents as are required by Form A-1, as hereby amended, but which are not specified in Schedule A, are necessary and appropriate in the public interest and for the protection of investors, acting pursuant to authority conferred upon it by the Securities Act of 1933, as amended, particularly Sections 7 and 19 (a) thereof, hereby amends Form A-1 as follows:

There is added to Form A-1, preceding the caption "Instruction pertaining to balance sheet of issuer", the following new matter:

**FINANCIAL STATEMENTS IN THE EVENT OF CHANGE IN STOCK OWNERSHIP, PROPERTY, AND BUSINESS**

An issuer filing on this form need not furnish profit and loss statements or supporting schedules thereof relating to any period prior to the date of transfer of all of its capital stock (herein termed the "date of transfer") provided all the following conditions exist:

- (a) By such transfer, ownership of all of the outstanding capital shares of the issuer was acquired in a single transaction or in a group of related transactions by one or more persons none of whom, prior to such acquisition, owned capital shares of the issuer.
- (b) A new management was installed by the transferees.
- (c) Prior to the date of transfer the issuer, in the process of partial liquidation, has disposed of at least 75 per cent of its assets determined on the basis of book values.
- (d) The business of the issuer has been so changed that its profit and loss statements for any period prior to the date of transfer would not be comparable to profit and loss statements for the business presently conducted or to be conducted by it.
- (e) Such issuer shall in the registration statement set forth:

- (1) That such transfer of ownership of all of its capital shares has taken place, and the date thereof;

- (2) That a new management has been installed by the transferees;

- (3) The book value of its assets disposed of in process of partial liquidation.

The foregoing amendment shall become effective immediately upon publication.

By the Commission.

[SEAL]

FRANCIS P. BRASSOR, *Secretary*.

[F.R. Doc. 1168—Filed, July 9, 1936; 1:03 p. m.]

**SECURITIES EXCHANGE ACT OF 1934**

**AMENDMENT TO RULE AN15**

The Securities and Exchange Commission deeming it necessary and appropriate in the public interest and for the protection of investors so to do, pursuant to authority conferred upon it by the Securities Exchange Act of 1934, particularly Sections 3 (a) (12), 10 (b) and 23 (a) thereof, hereby amends Rule AN15 by deleting subdivision (E) of said rule and substituting in lieu thereof the following subdivision:

- (E) in respect of such warrant or certificate, at least 6 days prior to the commencement of dealing in such warrant or certificate as an exempted security on any exchange, a statement on Form 4-J has been filed, in accordance with the instructions accompanying such form, (i) with the Commission and with such exchange by the issuer of such warrant or certificate, if an application pursuant to Section 12 (b) and (c) has been filed with such exchange for the registration of any unissued security which is subject of such warrant or certificate; or (ii) with the Commission by an exchange which has been granted permission to continue or extend unlisted trading privileges to the security which is the subject of the warrant or certificate, if a statement has been filed pursuant to subdivision (i) of this paragraph (E); or (iii) with the Commission by an exchange, if no application has been filed with any exchange pursuant to Section 12 (b) and (c) for the registration of any unissued security which is the subject of the warrant or certificate.

The foregoing amendment shall take effect and be published immediately.

By the Commission.

[SEAL]

FRANCIS P. BRASSOR, *Secretary*.

[F.R. Doc. 1189—Filed, July 10, 1936; 12:41 p. m.]

**United States of America—Before the Securities and Exchange Commission**

At a regular session of the Securities and Exchange Commission, held at its office in the City of Washington, D. C., on the 26th day of June 1936.

**IN THE MATTER OF ALLEGHENY STEEL COMPANY, 7% PREFERRED STOCK, PAR VALUE \$100**

**ORDER GRANTING CONTINUANCE OF UNLISTED TRADING PRIVILEGES**

The New York Curb Exchange having made application for continuance of unlisted trading privileges under Rules JF1 and AT3 (4) in Allegheny Steel Company, 7% Preferred Stock, Par Value \$100; and

It appearing to the Commission that such security was admitted to unlisted trading privileges on such exchange prior to March 1, 1934, within the meaning of such Rule AT3 (4), it is

Ordered, that such application for continuance of unlisted trading privileges in the above security on the New York Curb Exchange is hereby granted, effective upon approval of the contemplated plan of merger and reorganization.

By direction of the Commission.

[SEAL]

FRANCIS P. BRASSOR, *Secretary*.

[F.R. Doc. 1165—Filed, July 9, 1936; 1:02 p. m.]

**United States of America—Before the Securities and Exchange Commission**

At a regular session of the Securities and Exchange Commission, held at its office in the City of Washington, D. C., on the 26th day of June 1936.

**IN THE MATTER OF MORTGAGE BANK OF CHILE, "STAMPED" GUARANTEED FIVE-YEAR 6% AGRICULTURAL NOTES, DUE DECEMBER 31, 1931**

**ORDER GRANTING CONTINUANCE OF UNLISTED TRADING PRIVILEGES**

The New York Curb Exchange having made application for continuance of unlisted trading privileges under Rules JF1 and AT3 (4) in Mortgage Bank of Chile, "Stamped" Guaranteed Five-Year 6% Agricultural Notes, due December 31, 1931; and

It appearing to the Commission that such security was admitted to unlisted trading privileges on such exchange prior to March 1, 1934, within the meaning of such Rule AT3 (4), it is

Ordered, that such application for continuance of unlisted trading privileges in the above security on the New York Curb Exchange is hereby granted.

By direction of the Commission.

[SEAL]

FRANCIS P. BRASSOR, *Secretary*.

[F.R. Doc. 1164—Filed, July 9, 1936; 1:02 p. m.]

**United States of America—Before the Securities and Exchange Commission**

At a regular session of the Securities and Exchange Commission, held at its office in the City of Washington, D. C., on the 3rd day of July 1936.

**IN THE MATTER OF POWDRELL & ALEXANDER, INC., COMMON STOCK PAR VALUE \$5.00**

**ORDER GRANTING CONTINUANCE OF UNLISTED TRADING PRIVILEGES**

The New York Curb Exchange having made application for continuance of unlisted trading privileges under Rules JF1



and AT3 (4) in Powdrell & Alexander, Inc., Common Stock, Par Value \$5.00; and

It appearing to the Commission that such security was admitted to unlisted trading privileges on such exchange prior to March 1, 1934, within the meaning of such Rule AT3 (4), it is

Ordered, that such application for continuance of unlisted trading privileges in the above security on the New York Curb Exchange is hereby granted, effective upon issuance of such Common shares with a Par Value of \$5.00.

By direction of the Commission.

[SEAL]

FRANCIS P. BRASSOR, *Secretary.*

[F. R. Doc. 1163—Filed, July 9, 1936; 1:02 p. m.]

## VETERANS' ADMINISTRATION.

### REVISION OF REGULATIONS

#### PAYMENT OF BURIAL EXPENSES OF DECEASED WAR VETERANS

R-2692. (A) Where a war veteran died prior to March 20, 1933, under conditions which warrant the payment of or reimbursement for, burial expenses, such payment or reimbursement may be made in accordance with the laws in effect prior to March 20, 1933, provided that claim for such payment or reimbursement must be filed within three months from the date of passage of Public Act No. 78, 73d Congress, approved June 16, 1933 (V. R. No. 9 (c)).

(B) Under Public Act No. 2, 73d Congress, approved March 20, 1933, where an honorably discharged veteran of any war dies after discharge and on or after March 20, 1933, there shall be allowed for burial and funeral expenses and transportation of the body (including preparation of the body) to the place of burial, a sum not exceeding \$75; provided if death occurred on or after January 19, 1934, the sum to be allowed shall not exceed \$100. If death occurs on or after March 28, 1934, an honorable discharge is not essential as to a war veteran in receipt of pension or compensation (V. R. No. 9 (a) (b) and (c)).

(C) No allowance may be made for direct payment of or reimbursement for burial, funeral and/or transportation expenses, where death occurred on or after March 31, 1933, unless there is filed within one year subsequent to the date of burial of the veteran a specific claim for the benefit. In the event the claimant's application is not complete at the time of original submission, the claimant will be notified of the evidence necessary to complete the application and if such evidence is not received within one year from the date of the request therefor no allowance may be paid (July 9, 1936).

#### ASSETS AS A FACTOR IN BURIAL CLAIMS ADJUDICATED BY CENTRAL OFFICE

R-2698. (A) The determination of claims for the cost of burial, funeral, and/or transportation expenses rests with such persons in the central office to whom authority may be delegated by the Administrator to approve or disapprove claims of this character. Such claims will not be paid in the field offices.

(B) *Assets.*—Assets are not a factor for consideration in cases of veterans who died on or after June 29, 1936 (Pub. No. 844, 74th Congress, Act of June 29, 1936).

(C) *Affidavit supporting burial claim.*—Claims for burial, funeral, and/or transportation expenses will be supported by an affidavit (Part I, Form P-91) of the veteran's next of kin, or other near relative or friend acquainted with the facts setting forth: (1) Full name, former rank and organization, and term of service of deceased; (2) Place of residence, date and place of death; (3) Firm name and address of undertaker; (4) Date and place of burial; (5) The relationship of the affiant to the deceased; (6) Whether, if death occurred prior to June 29, 1936, the deceased left net assets which equalled or exceeded \$1,000 after payment of all debts contracted before death; (7) Whether or not expenses for burial were entirely or in part paid by a State or other political subdivision, organization, or other agency; (8) Whether industrial,

straight life, or other form of insurance was paid because of death of the veteran and the amounts thereof; (9) Name of companies by whom such insurance was paid and whether paid or payable to the veteran's estate or to a beneficiary named in the policy (V. R. No. 9 Series).

(D) *Items not regarded as assets.*—In determining claims for burial, funeral, and/or transportation expenses predicated on the lack of assets equalling or exceeding the sum of \$1,000, the following items will not be considered as assets: (1) Accrued amounts of pension, compensation, disability allowance, emergency officers' retirement pay, and insurance; (2) Any amount payable under the World War Adjusted Compensation Act, as amended or under the Adjusted Compensation Payment Act, 1936; (3) Civil Service retirement deductions payable to a designated beneficiary; (4) Any and all claims of life insurance on the life of the deceased where payable to a designated beneficiary; (5) Industrial insurance paid or payable to a designated beneficiary or under the facility of payment clause to any person solely by reason of relationship; (6) All retirement pay due officers and enlisted men from the military branch of service in which duty was performed; (7) Fraternal, accidental, accident and health, and all other forms of insurance, paid or payable to a designated beneficiary; (8) All death benefits or allowances payable by reason of membership in any society, association, lodge, union, or other beneficial organization, where such benefits are paid or payable to a designated beneficiary (V. R. No. 9 Series; 22 Vol. 193).

(E) *Evidence required in case of unclaimed bodies.*—If the body of a deceased veteran is unclaimed, there being no relatives or friends of the deceased veteran located who will claim the body, and there are no known assets, or, if death occurred on or after June 29, 1936, whether there are known assets, or not, the amount provided for the burial allowance will be allowed for burial of the deceased without the requirement of the execution of Part I, affidavit Form P-91, revised. In lieu of this affidavit, however, a comprehensive statement will be made for the file by the manager or other official acting in his stead covering all relevant facts in the case and showing specifically to what extent efforts were made to locate relatives or friends, and, in cases when death occurred prior to June 29, 1936, the basis upon which it may be reasonably concluded that the deceased did not leave assets (V. R. No. 9 Series) (July 9, 1936).

FRANK T. HINES,

*Administrator of Veterans' Affairs.*

[F. R. Doc. 1170—Filed, July 9, 1936; 3:18 p. m.]

Tuesday, July 14, 1936

No. 87

## PRESIDENT OF THE UNITED STATES.

### CHATTAHOOCHEE NATIONAL FOREST—GEORGIA

By the President of the United States of America

#### A PROCLAMATION

WHEREAS certain forest lands within the State of Georgia have been or may hereafter be acquired by the United States of America under the authority of sections 6 and 7 of the act of March 1, 1911, ch. 186; 36 Stat. 961, as amended (U. S. C., title 16, secs. 515, 516); and

WHEREAS it appears that the reservation as the Chattahoochee National Forest of the said lands together with certain other lands heretofore forming parts of the Cherokee National Forest and the Nantahala National Forest would be in the public interest:

NOW, THEREFORE, I, FRANKLIN D. ROOSEVELT, President of the United States of America, by virtue of the power vested in me by section 24 of the act of March 3, 1891, ch. 561, 26 Stat. 1095, 1103, as amended (U. S. C., title 16, section 471), and by section 11 of the said act of March 1, 1911 (U. S. C., title 16, section 521), do proclaim that there are hereby reserved and set apart as the Chattahoochee National Forest